Remarks/Arguments

A. Status of the Claims

Claims 1, 2, 13-14, 58-59, and 62-64 are revised. Claims 3-12, 14, 16, 18-19, 21, 56, 57, 60, 61, 65-70, and 85-128 are cancelled. Support for the revisions to claim 1 can be found in the specification and claims as originally filed (*see*, *e.g.*, original claims 16 and 21; specification at page 15, lines 26-28; page 18, lines 3-12; page 26, line 7, to page 27 line 32; Examples 1-4). The revisions to the dependent claims mainly concern change of dependencies in view of the cancelled claims.

Therefore, claims 1-2, 13, 15, 17, 20, 55, 58-59, 62-64, and 71-84 are pending.

B. Enablement Rejection

All of the previously pending claims were rejected for lack of enablement under 35 U.S.C. § 112, first paragraph.

Applicant respectfully disagrees with this rejection. However, in an effort to further the prosecution and secure prompt allowance, independent claim 1 is revised to more closely follow the data contained within the specification. Such data confirms that a person having ordinary skill in the art could make and use the claimed composition without undue experimentation.

Applicant requests that the enablement rejection be withdrawn for at least this reason.

C. Indefiniteness Rejections

Applicant believes that the revisions to the claims address the indefiniteness issues raised by the Examiner. Therefore, Applicant requests that these rejections be withdrawn.

D. Anticipation Rejections

Three separate anticipation rejections were levied against the previous claims. Applicant notes that a more narrow version of the subject matter of non-rejected claim 16 has been 90095719.1

Response to the Office Action Mailed December 21, 2009

Appl. No. 10/589,150

Art Unit 1632

incorporated into independent claim 1. In addition, neither of the cited references appear to

disclose or suggest every element of revised claim 1.

Applicant requests that the three anticipation rejections be withdrawn for at least these

reasons.

Obviousness Rejection E.

An obviousness rejection has been levied against dependent claims 79-80 and 105-106.

As noted above, a more narrow version of the subject matter of non-rejected claim 16 has been

incorporated into independent claim 1. In addition, the references used to support the

obviousness rejection, Meana and Muhart, do not appear to disclose or suggest every element of

revised claim 1.

Applicant requests that the obviousness rejection be withdrawn for at least these reasons.

F. Conclusion

Applicant believes that this case is in condition for allowance and such favorable action is

requested. The Examiner is invited to contact the undersigned Attorney at 512.536.3020 with

any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted.

Michael R. Krawzsenek

Reg. No. 51,898

Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.

600 Congress Avenue, Suite 2400

Austin, Texas 78701

512.536.3020 (voice)

512.536.4598 (fax)

Date: June 21, 2010

90095719.1

- 7 -